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Attorneys for Plaintiff
Paul D. Cole

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

PAUL D. COLE

Plaintiff,

v.

CITY OF EMERYVILLE, OFFICER
EDWARD MAYORGA, OFFICER ROBERT
ALTON

Defendants.

Case No. CV03-05643 EMC

**STIPULATION FOR DISMISSAL OF ENTIRE
ACTION ; ORDER**

Judge: Hon. Edward M. Chen,
Magistrate Judge

Pursuant to Federal Rule of Civil Procedure 41(a), the parties, by and through their undersigned counsel of record, hereby stipulate that the above-captioned matter is dismissed with prejudice in its entirety pursuant to a settlement agreement between the parties. Each party shall bear its own costs and attorneys' fees.

EXECUTED this 27th day of October, 2005.

STIPULATED AND AGREED:

1 Dated: October 27, 2005

COOLEY GODWARD LLP

2
3 By: /s/ Robert W. McHenry
Robert W. McHenry

4 Attorneys for Plaintiff
5 Paul D. Cole

6 Dated: October 27, 2005

LOW, BALL & LYNCH

7
8 By: /s/ Dale L. Allen, Jr. (w/ permission)
Dale L. Allen, Jr.

9 Attorneys for Defendants City of Emeryville,
10 Officer Edward Mayorga, Officer Robert Alton

11
12 **IT IS SO ORDERED:**

13
14 Dated: October 31, 2005

15 EDWARD M.
16 United States M

